

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

DATE: April 27, 2005

CALLED TO ORDER: 5:08 p.m.

ADJOURNED: 6:47 p.m.

ATTENDANCE

Attending Members

Mary Moriarty Adams, Chairwoman
Sherron Franklin
Greg Bowes
William Oliver
Lincoln Plowman
Scott Schneider

Absent Members

Vernon Brown
Lynn McWhirter

AGENDA

PROPOSAL NO. 173, 2005 - amends the Revised Code provisions regarding the Marion County Criminal Justice Planning Council and the procedures for expenditures from the Drug Free Community Fund

“Do Pass”

Vote: 5-0

PROPOSAL NO. 175, 2005 - approves an increase of \$115,000 in the 2005 Budget of the Public Defender Agency (State and Federal Grants Fund) to pay contractual services for sentencing consultants, substance abuse screener, Juvenile Diversion Program facilitator and Midtown Mental Health Center, funded by a grant from the Indiana Criminal Justice Institute

“Do Pass”

Vote: 6-0

PROPOSAL NO. 176, 2005 - approves an increase of \$88,076 in the 2005 Budget of the Marion County Community Corrections Agency (State and Federal Grants Fund) to fund a substance abuse treatment program, funded by a grant from Indiana Criminal Justice Institute

“Do Pass as Amended”

Vote: 6-0

PROPOSAL NO. 177, 2005 - approves an increase of \$50,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) for Commissioners to hear Parental Termination Cases, funded by a grant from the Indiana Supreme Court

“Do Pass”

Vote: 6-0

PROPOSAL NO. 178, 2005 - approves an increase of \$15,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) for Commissioners to hear Parental Termination Cases, funded by a grant from the Indiana Supreme Court

“Do Pass”

Vote: 6-0

PROPOSAL NO. 179, 2005 - approves an increase of \$25,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide funds for a Guardian Ad Litem, Court Appointed Special Advocate representation at Juvenile Court, funded by a grant from Indiana Criminal Justice Institute

“Do Pass”

Vote: 6-0

PROPOSAL NO. 180, 2005 - approves an increase of \$16,806 in the 2005 Budget of the Marion Superior Court (Guardian Ad Litem Fund) to increase appropriation to allow for full amount of State Grant to pass through to Child Advocates

“Do Pass”

Vote: 6-0

PROPOSAL NO. 181, 2005 - approves an increase of \$44,189 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide for a pass-through grant for Transitional Assistance Services that provide services for at-risk youth, funded by a grant from Indiana Criminal Justice Institute

“Do Pass”

Vote: 6-0

PROPOSAL NO. 182, 2005 - approves an increase of \$25,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide funds for Community Service Worker Coordinator, funded by a grant from Southeast Umbrella Organization Weed and Seed, Department of Justice

“Do Pass”

Vote: 6-0

PROPOSAL NO. 183, 2005 - approves an increase of \$288,530 in the 2005 Budget of Marion Superior Court (State and Federal Grants Fund) to pay for salaries for Drug Treatment Court, funded by a grant from Indiana Criminal Justice Institute

“Postponed”

Vote: 5-0

PROPOSAL NO. 184, 2005 - approves an increase of \$116,347 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to pay for salaries for Community Court, funded by a grant from the Indiana Criminal Justice Institute

“Do Pass”

Vote: 6-0

PROPOSAL NO. 185, 2005 - approves an increase of \$496,380 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide funds for Marion Superior Court staff, Public Defender staff, and Prosecutor salaries, funded by a Young Offenders Grant from the Indiana Criminal Justice Institute

“Postponed”

Vote: 5-0

PROPOSAL NO. 186, 2005 - approves an increase of \$489,100 in the 2005 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to cover salaries, fringes and overtime for Hancock, Hamilton and Marion County, funded by a Metro Drug Task Force Grant from Indiana Criminal Justice Institute

“Do Pass”

Vote: 5-0

PUBLIC SAFETY AND CRIMINAL JUSTICE COMMITTEE

The Public Safety and Criminal Justice Committee of the City-County Council met on Wednesday, April 27, 2005. Chairwoman Mary Moriarty Adams called the meeting to order at 5:08 p.m. with the following members present: Greg Bowes, Sherron Franklin William Oliver, Lincoln Plowman, and Scott Schneider. Also present was Bart Brown, the City-County Council's Chief Financial Officer. Absent were Vernon Brown and Lynn McWhirter.

Chairwoman Moriarty Adams received consent to here Proposal No. 183, 2005 and Proposal No. 185, 2005 first from the Public Safety Committee.

PROPOSAL NO. 183, 2005 - approves an increase of \$288,530 in the 2005 Budget of Marion Superior Court (State and Federal Grants Fund) to pay for salaries for Drug Treatment Court, funded by a grant from Indiana Criminal Justice Institute

PROPOSAL NO. 185, 2005 - approves an increase of \$496,380 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide funds for Marion Superior Court staff, Public Defender staff, and Prosecutor salaries, funded by a Young Offenders Grant from the Indiana Criminal Justice Institute

Councillor Oliver moved, seconded by Councillor Bowes, to "Postpone" Proposal Nos. 183 and 185, 2005 to the next Public Safety committee meeting on May 11, 2005. The motion carried by a vote of 5-0.

PROPOSAL NO. 173, 2005 - amends the Revised Code provisions regarding the Marion County Criminal Justice Planning Council and the procedures for expenditures from the Drug Free Community Fund

Diana Burleson, Director of the Marion County Justice Agency (MCJA), stated that this ordinance proposal is an amendment of two existing ordinances of the Revised Code of the Consolidated City and County. There are two parts of this amendment in regard to this proposal. The first part of the amendment would remove authority of the Justice Agency over the Conditional Release Officers and their budget. It would also take away any responsibility regarding the budget of the JUSTIS programmers, housed at MCJA as they were absorbed into the Information Services Agency. The second part of the amendment would change the name of the Local Coordinating Council to Drug Free Marion County and replace the name of the Marion County Justice Agency Advisory Board to the Criminal Justice Planning Council. Joseph Bowman, Assistant Corporation Council, stated the Criminal Justice Planning Council reviewed this proposal and they are in favor of it.

[Clerk's Note: Exhibit A, an information sheet about the amendments, is on file in the Council office with the original set of minutes.]

Councillor Oliver moved, seconded by Councillor Franklin, to send Proposal No. 173, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 5-0.

PROPOSAL NO. 186, 2005 - approves an increase of \$489,100 in the 2005 Budget of the Marion County Justice Agency (State and Federal Grants Fund) to cover salaries, fringes and overtime for Hancock, Hamilton and Marion County, funded by a Metro Drug Task Force Grant from Indiana Criminal Justice Institute

Rob Vicente, MCJA Financial Officer, stated this proposal is funding by a grant from Indiana Criminal Justice Institute (ICJI) and there is a local match of \$ 163,034 that will be taken care of by the Indianapolis Police Department (IPD). Ms. Burleson said that MCJA has had this grant for 16 years to fund the Metro Drug Task Force.

Chairwoman Moriarty Adams asked how many people were involved with this project. Mr. Vicente stated that there are 15 people from IPD, the Sheriff's Department and the Prosecutor's Office.

Councillor Bowes asked if the other counties that are involved were contributing any funding to this project. Mr. Vicente answered in the negative. Councillor Bowes asked if the other counties were included because this grant comes from ICJI. Mr. Vicente answered in the affirmative. Councillor Bowes asked if the local match is part of the 2005 budget for IPD. Bart Brown, the City-County Council's Chief Financial Officer, answered in the affirmative.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 186, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 5-0.

{Clerks Note: Ms. Burleson passed out booklets regarding Dr. Terry L. Baumer update. These booklets are on file with the original set of minutes in the Council office.}

Councillor Plowman asked if there was an update on the process from the Criminal Justice Planning Council regarding early inmate releases due to the jail-overcrowding problem. Chairwoman Moriarty Adams stated that the Criminal Justice Planning Council is working very diligently to find a solution. She stated that she would provide an update at a later time.

Councillor Bowes asked how many inmates were released in the 2005 first quarter. Ms. Burleson said that she would provide that information to the committee at a later date.

PROPOSAL NO. 175, 2005 - approves an increase of \$115,000 in the 2005 Budget of the Public Defender Agency (State and Federal Grants Fund) to pay contractual services for sentencing consultants, substance abuse screener, Juvenile Diversion Program facilitator and Midtown Mental Health Center, funded by a grant from the Indiana Criminal Justice Institute

Judy Spray, Director of Alternatives to Incarceration for the Marion County Public Defender Agency (MCPDA), stated that this is a new grant awarded by ICJI, and the grant period is April 1, 2005 to March 31, 2006. She stated that the MCPDA represents over 30,000 indigent adults and 60% juveniles charged with offenses in Marion County yearly. She stated between 70% and 90% of the adults are addicted to drugs or alcohol; between 10% and 30% have serious mental illness. She added that the majority of the adult clients are poorly educated and lack jobs and basic skills for success in the community. The juvenile crime often has roots in a troubled or abusive home situation. Ms. Spray stated that the overall goal of this grant is to provide the courts with case disposition alternatives that will divert appropriate offenders from incarceration for both adults and juveniles.

{Clerks note: Exhibit B is the breakdown of the grant, which is on file with the original set of minutes in the Council office.}

Chairwoman Moriarty Adams asked if this grant breakdown included fringes. Ms. Spray answered in the negative and added that whoever will be the contract person will take care of the fringes.

Councillor Schneider asked if the programs involved with this grant were new programs. Ms. Spray stated that these programs were created from other programs that are no longer active. Councillor Schneider asked if there were written benchmarks that will be looked at to make sure these programs are successful. Ms. Spray answered in the affirmative. Councillor Schneider asked what the source of funding is that creates the Drug Free Marion County Fund. Dan Jones, Marion County Deputy Auditor, stated that the Drug Free Marion County Fund is composed of two fines that are collected through the courts and the Clerk's office. These fines are 25% of the Drug and Alcohol counter measure fee and 75% of the substance abuse fees. The County keeps 75%, and the other 25% goes to the State. He added that the breakdown is: 25% to Criminal Justice and Law Enforcement; 25% to prevention; 25% to treatment; and the last 25% for miscellaneous purposes.

Councillor Oliver asked for an example of when a child would assault his or her parent. Ms. Spray stated that they both would be taught conflict resolution skills and better ways to handle conflict within the family.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 175, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 176, 2005 - approves an increase of \$88,076 in the 2005 Budget of the Marion County Community Corrections Agency (State and Federal Grants Fund) to fund a substance abuse treatment program, funded by a grant from Indiana Criminal Justice Institute

Bill Dishman, Deputy Director of Operations for Community Corrections, stated that this funding is used to fund another substance abuse treatment program that is operated in the Community Corrections Center. He stated that this grant has a local match of \$29,359, which will come from the Life Effectiveness Training Services.

Councillor Schneider asked what the case is if the local match is given by a private entity, should the local match be listed in the ordinance. Mr. Brown answered that all cash matches should be documented in the ordinance in which it applies.

Councillor Bowes moved, seconded by Councillor Oliver, to "Amend" Proposal No. 176, 2005 to state the information regarding the local match of \$29,359. The motion carried by a vote of 6-0.

Councillor Oliver moved, seconded by Councillor Bowes, to send Proposal No. 176, 2005 to the full Council with a "Do Pass as Amended" recommendation. The motion carried by a vote of 6-0.

{Clerks note: Consent was given to hear all the proposals from the Superior Court together.}

PROPOSAL NO. 177, 2005 - approves an increase of \$50,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) for Commissioners to hear Parental Termination Cases, funded by a grant from the Indiana Supreme Court

Sue Patterson, Director of Finance for the Court Services Agency, stated that Proposal No. 177, 2005 is a \$50,000 grant to continue the funding of a Commissioner to hear Termination of Parental Rights cases in order to allow these to be heard on a timelier basis. The grant will begin on June 1, 2005 and run to May 31, 2006.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 177, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 178, 2005 - approves an increase of \$15,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) for Commissioners to hear Parental Termination Cases, funded by a grant from the Indiana Supreme Court

Ms. Patterson stated that Proposal No. 178, 2005 is an interim grant of \$15,000 to continue the funding of a commissioner to hear termination of Parental Rights cases in order to allow these to be heard on a timelier basis. This grant will begin on March 1, 2005 and run through May 31, 2005.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 178, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 179, 2005 - approves an increase of \$25,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide funds for a Guardian Ad Litem, Court Appointed Special Advocate representation at Juvenile Court, funded by a grant from Indiana Criminal Justice Institute

Ms. Patterson stated that Proposal No. 179, 2005 is a grant from ICJI to provide Guardian Ad Litem Services at the Juvenile Court through Child Advocates. The grant runs from April 1, 2005 to March 3, 2006. Cindy Booth, Executive Director of Child Advocates, stated that Child Advocates uses a combination of staff, social workers, attorneys and community volunteers to visit children in foster care and report back to the court on how they are doing. This grant will support a person who would manage the volunteers who go out into the community and see how children are doing in foster and relative care. Ms. Booth stated that this proposal does not require a local match.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 179, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 180, 2005 - approves an increase of \$16,806 in the 2005 Budget of the Marion Superior Court (Guardian Ad Litem Fund) to increase appropriation to allow for full amount of State Grant to pass through to Child Advocates

Ms. Patterson stated that Proposal No 180, 2005 allows for an increase in the Guardian Ad Litem Fund to accommodate the full amount of the State Grant to pass through to Child Advocates. Ms. Booth explained that Child Advocates is a private agency and they receive tax dollars from the State which is matched up by the County. She said that the leftover amount of funds is needed to adjust the total amount of the Guardian Ad Litem Fund.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 180, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 181, 2005 - approves an increase of \$44,189 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide for a pass-through grant for Transitional Assistance Services that provide services for at-risk youth, funded by a grant from Indiana Criminal Justice Institute

Linda Lipscomb, Executive Director of Transitional Assistance Service, stated that this program is for sixth through ninth grade girls who are struggling to stay in school. These girls are first time offenders and are not performing academically in school. The primary issues that would cause a referral to the program would be truancy, drug abuse and family problems. Ms. Lipscomb stated that this program is a six-week program and once the girls are in the program the service will follow the girls until they are on the right path.

Councillor Schneider asked for some results of the program. Ms. Lipscomb stated that she would provide that information.

Councillor Oliver asked if the charter schools were involved with the referral program. Ms. Lipscomb answered in the affirmative.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 181, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 182, 2005 - approves an increase of \$25,000 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to provide funds for Community Service Worker Coordinator, funded by a grant from Southeast Umbrella Organization Weed and Seed, Department of Justice

Ms. Patterson stated that this \$25,000 is a grant from Southeast Umbrella Organization (SUMO) that provides for a community work service coordinator for Marion Superior Court-Community Court. This is a Weed and Seed grant provided through the Department of Justice. The grant will run from April 1, 2005 to May 31, 2006.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 182, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

PROPOSAL NO. 184, 2005 - approves an increase of \$116,347 in the 2005 Budget of the Marion Superior Court (State and Federal Grants Fund) to pay for salaries for Community Court, funded by a grant from the Indiana Criminal Justice Institute

Ms. Patterson stated that this is a grant is to pay salaries at Community Court for the Community Court Coordinator, partial salaries and benefits for the Resource Coordinator, and a portion of the benefits for the Community Work Service Coordinator. The grant runs from April 1, 2005 to May 31, 2006. She stated that there is a local match of \$38,783. She said that Community Court Services workers have provided to Marion County approximately \$200,000 in community work service and it is a big help with keeping the neighborhood clean. She stated that this program would benefit the neighborhood as well as the offenders.

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Chairwoman Moriarty Adams asked if there was a local match for this proposal. Ms Patterson stated that there is a local match in the amount of \$38,783 that is funded by the Marion County Superior Court budget.

Councillor Bowes moved, seconded by Councillor Oliver, to send Proposal No. 184, 2005 to the full Council with a "Do Pass" recommendation. The motion carried by a vote of 6-0.

CONCLUSION

With no further business pending, and upon motion duly made, the Public Safety and Criminal Justice Committee of the City-County Council was adjourned at 6:47 p.m.

Respectfully submitted,

Mary Moriarty Adams, Chairwoman
Public Safety and Criminal Justice Committee

MMA/rjp